

STATE OF TEXAS §  
COUNTIES OF ARANSAS §  
SAN PATRICIO AND NUECES §  
CITY OF ARANSAS PASS §

On this the 3rd day of June, 2013 the City Council of the City of Aransas Pass convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT: Adan Chapa Mayor  
Phillip Hyatt Mayor Pro Tempore  
Ramiro Gomez Council Member  
Billy Ellis Council Member  
Vickie Abrego Council Member

ABSENT:

ADMINISTRATIVE

PERSONNEL PRESENT: Allen Lawrence City Attorney  
Sylvia Carrillo City Manager  
Yvonne Stonebraker City Secretary

ADMINISTRATIVE

PERSONNEL ABSENT:

STAFF PRESENT: Bill Haines Admin. Coordinator/EMC  
Sandy Roddel Finance Director

OTHERS PRESENT: Randall Freeze, Annita West, Thomas Estes, Rosemary Vega/Chamber of Commerce, Ernie & Olivia Torres, Donald & Jeanie Brummett, Juan Perales, Fred Hoese, Dan Moore, C.L. & Juanita Davidson, Mike & Jan Moore, David Underbrink/Naismith Engineering, Jeanne Hunter, Tom Morse, Polly Mirkovich and Patsy Lawrence.

*There may have been others present who did not sign in.*

1. **CALL MEETING TO ORDER.**

Mayor Chapa called the meeting to order at 7:00 P.M. on June 3, 2013.

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**

Council Member Abrego gave the invocation. Mayor Chapa led the Pledge of Allegiance to the United States Flag.

3. **CONSENT AGENDA.**

A. **CONSIDER AND ACT ON MINUTES OF MAY 20 AND MAY 28, 2013.**

Mayor Pro Tem Hyatt made a motion to approve the consent agenda with corrections on the May 20, 2013 minutes. Council Member Abrego seconded the motion and the motion carried unanimously.

*The following item was tabled on May 20, 2013 and needs to be un-tabled before considering.*

4. **CONSIDER AND ACT ON REQUEST OF MR. DAN MOORE FOR A 2 YEAR CONDITIONAL USE PERMIT FOR A BOAT AND RV STORAGE FACILITY. THE PROPERTY IS DESCRIBED AS 472 X 620 W/2 TR LANDBLOCK 1 MCCAMPBELL**

**SUBDIVISION SURVEY, 5.02 ACRES, W. WHEELER AVE., ARANSAS PASS, TEXAS, SAN PATRICIO COUNTY. THE PROPERTY IS ZONED (GB) GENERAL BUSINESS.**

Mayor Pro Tem Hyatt made a motion to un-table Agenda Item No. 4. Council Member Ellis seconded the motion and the motion carried unanimously.

Council Member Abrego made a motion to table the request of Mr. Dan Moore for a 2 year Conditional Use Permit for a Boat and R.V. Storage Facility. The property is described as 472 X 620 W/2 Tr Landblock 1, McCampbell Subdivision Survey, 5.02 Acres, W. Wheeler Ave., Aransas Pass, Texas, San Patricio County. The property is zoned (GB) General Business. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

5. **CONSIDER AND ACT ON AN ORDINANCE AMENDING CHAPTER 9 – FIRE PROTECTION AND PREVENTION; ARTICLE III – FIREWORKS; SEC 9-46 – TERRITORIAL APPLICABILITY OF THE CODE OF ORDINANCES OF THE CITY OF ARANSAS PASS, TEXAS, PERTAINING TO PROHIBITION OF USE OF FIREWORKS WITHIN CERTAIN AREAS OF THE CITY; PROVIDING A REPEALER CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.**

Mayor Pro Tem Hyatt made a motion to approve an ordinance amending Chapter 9 – Fire Protection and Prevention; Article III – Fireworks; Sec 9-46 – Territorial Applicability of the Code of Ordinances of the City of Aransas Pass, Texas, pertaining to prohibition of use of fireworks within certain areas of the City; providing a repealer clause and providing for an effective date. Council Member Ellis seconded the motion and the motion carried unanimously.

6. **CONSIDER AND ACT ON AN ORDINANCE OF THE CITY OF ARANSAS PASS, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF ARANSAS PASS, TEXAS, BE AMENDED BY ADDING A NEW SECTION, ARTICLE V “GRAFFITI”, TO CHAPTER 18; PROVIDING A REPEALER CLAUSE; AND, PROVIDING FOR AN EFFECTIVE DATE.**

Mayor Pro Tem Hyatt made a motion to approve an ordinance of the City of Aransas Pass, Texas, providing that the Code of Ordinances, City of Aransas Pass, Texas, be amended by adding a new section, Article V “Graffiti”, to Chapter 18; providing a repealer clause; and, providing for an effective date. Council Member Ellis seconded the motion and the motion carried unanimously.

7. **CONSIDER AND ACT ON APPROVING THE FISCAL YEAR 2011-2012 AUDIT.**

Mayor Pro Tem Hyatt made a motion to approve the Fiscal Year 2011-2012 Audit. Council Member Abrego seconded the motion and the motion carried unanimously.

8. **CITY MANAGER UPDATES: CONN BROWN HARBOR UPDATES PROVIDED BY NAISMITH ENGINEERING.**

Mr. David Underbrink, Naismith Engineering, stated they were two and a half weeks behind schedule, pavement is being re-done, a week and a half ago the blocks for the boat ramps were extracted and all debris was cleaned out and they were placed back into the water and they added more slits into the fish cleaning table so it would drain easier.

9. **CITIZENS COMMENTS.**

Ms. Jan Moore stated Saturday, June 8, 2013 was National Marina Day and invited everyone to the harbor from 10 am to 2 pm.

Ernie Torres stated there was a building blocking the view of traffic on the 800 Blk South McCampbell, flag poles needed replacing, abandoned vehicles around town, and a building on Comercial and Ireland needed demolishing.

Rosemary Vega, Chamber of Commerce, gave an update for the upcoming Shrimporee.

Mr. Earl Buckmaster, Harbor Master, gave an update on his work at the harbor.

**Council Member Gomez left the meeting at 8:45 PM.**

**10. RECESS OPEN MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 551 OF TEXAS GOVERNMENT CODE.**

Mayor Chapa recessed the Open Meeting and retired to Executive Session at 8:07 PM.

A. Section 551.074 - Deliberations Regarding Personnel Matters – Engineer Search

B. Section 551.074 - Deliberations Regarding Personnel Matters

**11. RECONVENE IN OPEN MEETING AND CONSIDER AND ACT ON FINDINGS OF EXECUTIVE SESSION.**

Mayor Chapa reconvened the Open Meeting at 9:17 PM

A. Section 551.074 - Deliberations Regarding Personnel Matters – Engineer Search

Mayor Pro Tem Hyatt made a motion to approve City Manager Carrillo to post the position of City Engineer in the paper, on the City website and on the Texas Municipal League website. Council Member Abrego seconded the motion and the motion carried unanimously.

B. Section 551.074 - Deliberations Regarding Personnel Matters

No action taken.

**12. ADJOURNMENT OF MEETING.**

Council Member Abrego made a motion to adjourn the meeting. Council Member Ellis seconded the motion and the motion carried unanimously.

Mayor Chapa adjourned the meeting at 9:19 P.M.

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Adan Chapa, Mayor

ATTEST:

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Yvonne Stonebraker, City Secretary